

SHELLFISH GROWING WATER CLASSIFICATION CHARTS ARE A GRAPHIC REPRESENTATION OF THE CLASSIFICATION REGULATIONS AND ARE PROVIDED FOR GENERAL INFORMATION ONLY. SEE N.J.A.C. 7:12-1 ET SEQ. FOR THE FULL TEXT AND AREA DESCRIPTIONS.

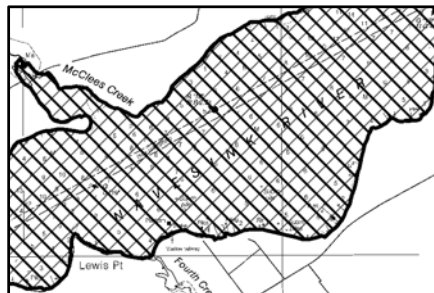
NOTE:
These charts are provided for the purpose of delineating shellfish growing water classifications, and are not intended to be used for navigational purposes.

SHELLFISH GROWING WATER CLASSIFICATION CODES



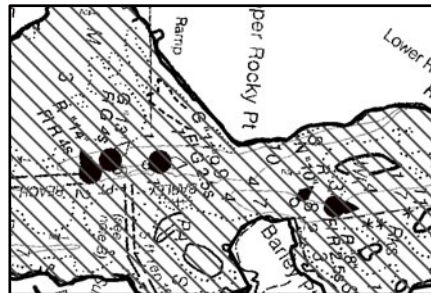
PROHIBITED AREA

Waters condemned for the harvest of oysters, clams and mussels.



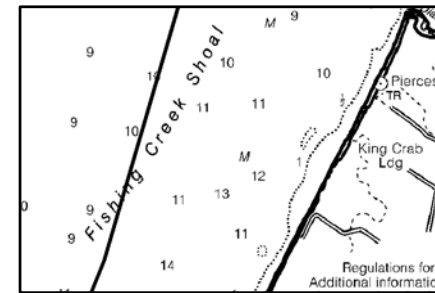
SPECIAL RESTRICTED AREA

Waters condemned for the harvest of oysters, clams and mussels EXCEPT harvesting for further processing may be done under special permit from the State Department of Environmental Protection.



SEASONAL AREA

Waters which are condemned for the harvest of shellfish but open by operation of regulations according to the schedule at 7:12-4.1 and 4.2; refer to specific charts for seasonal dates where applicable.



APPROVED AREA

Waters approved for the harvest of oysters, clams, and mussels.

PROHIBITED AREAS FOR HARVESTING

1. ALL MARINAS, MAN-MADE LAGOONS, ANCHORAGES OR OTHER PLACES WHERE DOCKING OR MOORING FACILITIES ARE PROVIDED FOR BOATS

Definition: A marina is any structure (docks, floating docks, piers, that supports five or more boats) built on or near the water which is utilized for docking, storing or otherwise mooring vessels and usually but not necessarily providing service to vessels such as repairing, fueling, security, or other related activities.

2. LEASED AREAS

Harvesting from leased shellfish lots is restricted to the lessee. These lots are delineated by stakes or set by the lease holder. Charts of leased areas may be examined at either the Nacote Creek or Bivalve Shellfish Offices.

HARVESTING REGULATIONS

Shellfish cannot be taken before sunrise or after sunset or on Sundays, except as provided in N.J. Stat. § 50:2-11. Hard clams harvested must be at least 1 ½ inches in length. No one may take or catch more than 150 clams per day or sell or offer for sale clams, unless he or she is a holder of a Commercial Shellfish License.

PENALTY FOR ILLEGAL SHELLFISHING

Harvesting shellfish illegally is punishable in the following manner:

1st Offense - Petty Disorderly Persons

Fines up to \$500 and/or up to 30 days imprisonment

2nd Offense - Disorderly Persons

Fines up to \$1000 and/or up to 6 months imprisonment

POSSIBLE SEIZURE AND FORFEITURE OF BOAT AND EQUIPMENT FOR ANY OFFENSE

Additional penalties for illegal shellfishing can include the loss of the privilege to take oysters, clams or other shellfish, for a period of three years for a first offense, five years for a second offense, and 10 years for the third offense and any subsequent offense.

CONDEMNED AREA SIGNS

TO AID IN THE DELINEATION OF SHELLFISH GROWING WATERS, CERTAIN AREAS ARE POSTED WITH THE FOLLOWING SIGNS:



HELP TO PREVENT OVERBOARD DISCHARGES

Please be aware that overboard discharges from harvesters' boats have been linked to illness outbreaks associated with shellfish. It is recommended that all harvesters have a Type III Marine Sanitation Device in the harvester's vessel when harvesting shellfish and shall properly dispose of any sanitary waste. Pursuant to 33 CFR 159.53, a Type III MSD is a device that prevents the overboard discharge of treated or untreated sewage or any waste derived from sewage. This type of device includes but is not limited to a holding tank or a bucket with a secure lid. It is a violation of the NJ Water Pollution Control Act to discharge pollutants without a permit authorizing the discharge. If you have any questions about the location of Pumpout Stations, please call the New Jersey Division of Fish and Wildlife at (609) 748-2056.

To report an environmental incident impacting NJ, call 1-877-WARNDEP

2012 SHELLFISH GROWING WATER CLASSIFICATION CHART 5

NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION
WATER MONITORING & STANDARDS
BUREAU OF MARINE WATER MONITORING
www.nj.gov/dep/wms/bmw/

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